IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

Crl.Rev.Pet.No. 2995 of 2007()

CRA.300/2006 of ADDL. SESSIONS COURT (ADHOC), THODUPUZHA
ST.1616/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KATTAPPANA

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REVN. PETITIONER: APPELLANT/ACCUSED

YOUSEF RAWTHER, S/O.THAHAR RAWTHER,
PULLOLITHADATHIL HOUSE, KOOTTAR P.O.,
IDUKKI DISTRICT.

BY ADV. SRI.JOICE GEORGE

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. K.C.MATHEW, KAVOOR HOUSE, KOOTTAR P.O.,
IDUKKI DISTRICT.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.BABY MATHEW
PUBLIC PROSECUTOR SRI. K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 10/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 2995 of 2007

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Dated, this the 10th day of August 2007

ORDER

The accused in S.T. No. 1616 of 2004 on th**e file** of the J.F.C.M, Kattappana for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 8701 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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